

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 23, 2002

DIVISION ONE

Court convened at 9:00 A.M.

Present: Spencer, P.J., Ortega, J., Vogel (Miriam A.), J., Mallano, J. and D. Nolan,
Deputy Clerk.

Each of the following:

B151719 De Oliveira v. Lucero
B151791 D.C.F.S. v. Ana E.

Argument waived, cause submitted.

B147904 Sadamando
 v.
 Colonial Penn Insurance Company

Merits:

Argued by John Allen for appellant and Kristen Marie Martin appeared for
respondent and waived argument. Cause submitted.

Mallano, J. leaves the bench.

B148401 Kalaba
 v.
 Gray

Merits:

Argued by Daniel Glaser for appellant and by Jennifer Bartlett for
respondent. Cause submitted.

Mallano, J. returns to the bench.

DIVISION ONE (Continued)

Ortega, J. leaves the bench.

B145138 Kaplan
 v.
 Moss

Merits:

Argued by Steven Ross for appellant and by Thomas Charchut for respondent. Cause submitted.

Ortega, J. returns to the bench.

B146337 Peattie
 v.
 Donegan

Merits:

Argued by Michael Donegan appellant in propria persona. No appearance by respondent. Cause submitted.

B146651 Sachs
 v.
 Sachs

Merits:

Argued by Ted Travis for appellant and by Andrew Bodeau for respondent. Cause submitted.

B137758 City of Diamond Bar et al.
 v.
 California Dept. of Development Services

Merits:

Argued by Jack Rubens for appellant and by Leslie Lopez for respondent. Cause submitted.

Spencer, P.J. leaves the bench.

DIVISION ONE (Continued)

B141609 Bakshi
v.
Herschenfeld

Merits:
Argued by Alfred Bakshi appellant in propria persona and Lawrence Lebowsky appeared for respondent. Cause submitted.

Court adjourned.

DIVISION TWO

B143166 People (Not for Publication)
v.
Anchondo and Mayorga

The judgment as to Anchondo is modified to strike the three-year section 186.22, subdivision (b)(1) enhancement on count 1, to reflect an award of presentence conduct credit of 190 days, and to reflect a parole revocation fine of \$3,000, and the matter is remanded for resentencing in accordance with the views expressed herein. The judgment as to Mayorga is modified to reflect a parole revocation fine of \$3,000. The superior court is directed to correct the abstract of judgment as to each appellant. In all other respects, the judgments are affirmed.

Boren, P.J.

We concur: Nott, J.
Cooper, J. (Assigned)

B152004 Doverwood Townhomes Owners Association
v.
McMullen

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed July 20, 2001) dismissed.

DIVISION THREE

B139144 Harold Joseph Rappleyea (Not for Publication)
B141859 v.
Hector Sectzer, et al.

The appeals are dismissed. Rappleyea to bear costs on appeal.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B149391 Wilshire-Glendon Associates, Ltd. (Not for Publication)
v.
City of Los Angeles

The judgment is reversed with directions to enter judgment in favor of the City. The City shall recover its costs on appeal.

Klein, P.J.

We concur: Kitching, J.
Aldrich, J.

B148623 Ann T. Madison
v.
Alvin L. Pittman

Filed order modifying opinion. (No change in the judgment)

DIVISION FOUR

B146180 Ross (Certified for Publication)
v.
Universal Studios Credit Union

The judgment (order of dismissal) is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

B143267 Bates (Not for Publication)
v.
Los Angeles County Metropolitan Transportation Authority

The judgment is affirmed. Respondent shall have its costs on appeal.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

B141009 Tabatabai (Not for Publication)
v.
Park

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
Curry, J.

DIVISION FOUR (Continued)

B154350 Julie B. (Not for Publication)

v.

Superior Court, Los Angeles County
(D.C.F.S., r.p.i.)

The petition for writ of mandate is denied.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

B148643 People (Not for Publication)

v.

Epolito Sanchez

The judgment is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.
Hastings, J.

B148448 People (Not for Publication)

v.

James K.

For the foregoing reasons, the "true" findings on counts 4 (carjacking of Victor Choy) and 5 (carjacking of So Jung Ko) are reversed and the matter remanded for recalculation of the maximum period of time appellant may be confined. In all other respects, the judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

January 23, 2002-Continued

DIVISION FOUR (Continued)

B144035 People (Not for Publication)
v.
Joseph Edwin Spencer

For the foregoing reasons, the judgment is affirmed.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

B149440 People (Not for Publication)
v.
Thomas Moses Little

The sentences on counts 2 and 3 are stayed, and, as modified, the judgment is affirmed. The superior court is also directed to prepare an amended abstract of judgment consistent with the views expressed in this opinion.

Curry, J.

We concur: Epstein, Acting P.J.
Hastings, J.

DIVISION FIVE

B143632 People
v.
Eulalio Rodriguez

Filed order denying petition for rehearing. Justice Turner would modify the judgment to allow the requested hearing to be held.

DIVISION SIX

B153603 Graham
v.
City of Atascadero, et al.

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed September 26, 2001) dismissed.

DIVISION SEVEN

B151400 People
v.
Trujillo

Filed order denying appellant's pro se petition for rehearing.

B147057 Vorgitch (Not for Publication)
v.
Fidelity National Title Insurance

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, J.

We concur: Johnson, Acting P.J.
 Woods, J.